



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

December 16, 2008

IN REPLY PLEASE
REFER TO FILE: C-1

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD
RETAINING WALL CONSTRUCTION AND ROADWAY RECONSTRUCTION
EDGERIDGE DRIVE AT DRAIN NO. 9
UNINCORPORATED COMMUNITY OF HACIENDA HEIGHTS
(SUPERVISORIAL DISTRICT 4)
(3 VOTES)**

SUBJECT

This action is to approve a project for construction of a retaining wall and reconstruction of roadway pavement on Edgeridge Drive, in the unincorporated community of Hacienda Heights; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a contract with the lowest responsive and responsible bidder.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this project is statutorily exempt from the provisions of the California Environmental Quality Act.
2. Approve the project and adopt the plans and specifications for Edgeridge Drive at Drain No. 9, retaining wall construction and roadway reconstruction, in the unincorporated community of Hacienda Heights, at an estimated cost between \$1,200,000 and \$1,600,000.
3. Call for bids to be received on January 15, 2009.

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4. Instruct the Executive Officer of your Board to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.
5. Authorize the Director of Public Works or her designee to award and execute a contract with the lowest responsive and responsible bidder within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds submitted by the contractor, and deliver the project.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to advertise for bids and authorize award, execution, and implementation of a contract for the construction of a soldier pile retaining wall, reconstruction of existing roadway pavement damaged during the 2005 storms, and the performance of other appurtenant work.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Service Excellence (Goal 1) and Community Services (Goal 6). The recommended actions will help achieve these goals by providing a safe and improved roadway for community residents and visitors.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction cost to complete this project is in the range of \$1,200,000 to \$1,600,000.

This project is necessary as a result of damage caused by the rainstorms of January and February 2005. We are seeking reimbursement for a portion of the project cost under Federal and State disaster assistance programs. A portion of the project will be financed with Proposition 1B funds under the Local Streets and Road Improvement, Congestion Relief, and Traffic Safety Account of 2006. Funding for this project is included in the Fourth Supervisorial District's Road Construction Program in the Fiscal Year 2008-09 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project, to contract for the construction of a soldier pile retaining wall and reconstruction of existing roadway pavement, is part of the Department of Public Works' (Public Works) ongoing program for the construction of roads and highways. It will be advertised in accordance with Section 20392 of the Public Contract Code.

This project is to be completed in 100 working days. It is estimated the work will start in April and be completed in September 2009.

Delegating to the Director of Public Works or her designee the authority to award and execute this construction contract allows an expedited contracting process to obtain a contractor for the construction of this soldier pile retaining wall and reconstruction of existing roadway pavement.

The contract agreement will be in the form previously reviewed and approved by County Counsel.

The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs, including but not limited to: County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code Chapter 2.202; and the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to the lowest responsive and responsible bidder, which is defined as the firm that; (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation, including, but not limited to licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to the lowest responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project is in a disaster-stricken area in which the Governor declared a state of emergency and is statutorily exempt from the provisions of the California Environmental Quality Act pursuant to Section 21080(b) (3) of the Public Resources Code and Section 307.B (5) of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for the repair of public works facilities damaged or destroyed as a result of a disaster in such an area.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. The contract will be awarded to the lowest responsible bidder meeting the criteria established by your Board and the California Public Contract Code. The County Local Small Business Enterprise preference will not be applied to the determination of the lowest responsive and responsible bidder. To be eligible for the Federal funds financing the majority of this project, Title 49, Code of Federal Regulations, requires award to the lowest bidder.

To increase contractor awareness of our program to contract work to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)


When the project is completed, it will have a positive impact by providing a safe and improved roadway for community residents and visitors.

The Honorable Board of Supervisors
December 16, 2008
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CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

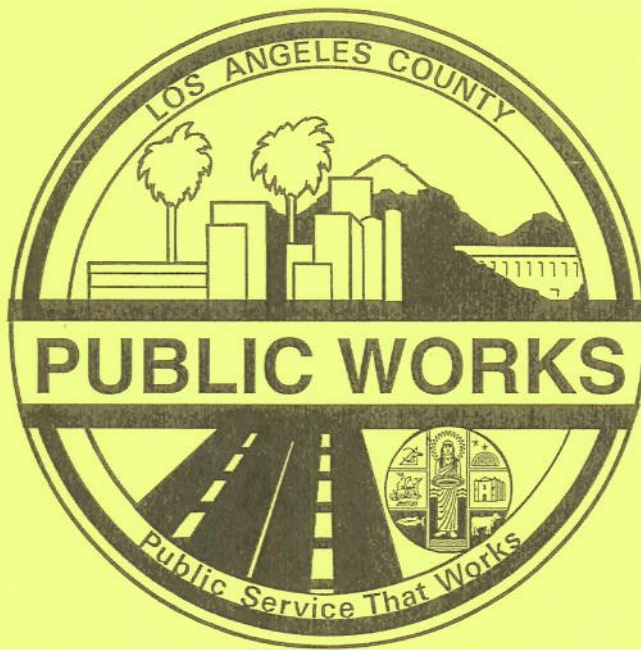
Respectfully submitted,


for GAIL FARBER

Director of Public Works

GF:JTS:bc

c: Chief Executive Office (Lari Sheehan)
County Counsel
Office of Affirmative Action Compliance



FILED
BOARD OF SUPERVISORS

NOTICE INVITING BIDS, 44

12-16-2008
DATE

SPECIAL PROVISIONS

AND

SACHI A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

SAMPLE AGREEMENT

By *S. Hamai*, Deputy

FOR

PROJECT ID NO. RDC0014738

EDGERIDGE DRIVE AT DRAIN NO. 9

2005 STORM DAMAGE (FEMA)

Approved, GAIL FARBER, Director of Public Works

By

J. W. H.

Deputy Director

12.3.18

Date